

U.S. Department of Justice

United States Attorney Eastern District of New York

EAG/JDG/CMP/AL F.#2008R00530 271 Cadman Plaza East Brooklyn, New York 11201

April 15, 2013

By ECF

The Honorable Brian M. Cogan United States District Judge United States District Court Eastern District of New York 225 Cadman Plaza East Brooklyn, New York 11201

Re: United States v. Joel Cacace

Criminal Docket No. 08-240 (S-7)(BMC)

Dear Judge Cogan:

The government writes to inform the Court that the Attorney General has authorized and directed this Office to withdraw the government's Notice of Intent to Seek the Death Penalty against defendant Joel Cacace.

Respectfully submitted,

LORETTA E. LYNCH United States Attorney

By: /s/

Elizabeth A. Geddes James D. Gatta Cristina M. Posa Allon Lifshitz

Assistant U.S. Attorneys

cc: Susan Kellman, Esq. (by ECF)
David Stern, Esq. (by ECF)
Clerk of the Court (BMC) (by ECF)